KEN PAXTON
ATTORNEY GENERAL of TEXAS

CUSTODIAL DEATH REPORT

Agency Information

CDR Number:	23-1119-UF	Version Type:	ORIGINAL VERSION
Report Date:	8/29/2023 12:53 PM	Status:	Submitted

Agency/Facility Information

Agency Name:	Waco Police Dept.	Agency Address:	3115 Pine
Agency City:	Waco	Agency State:	TX
Agency Zip:	76708		

Director Information

Director Salutation:	Chief	Director First Name:	Sheryl
Director Middle Name:			
Director Last Name:	Victorian		
Reporter Name:	Sam Key	Reporter Email:	rkey@wacotx.gov

Decedent Information

Identity of Deceased

First Name: Dustin

Middle Name: Thomas

Last Name: Davis

Suffix:

Date of Birth: 9/6/1979 Sex: Male

Race: Anglo or White

Age At Time Of Death: 43

Date/Time of Custody (arrest, incarceration) (mm/dd/yyyy hh:mm AM/PM):

Date/Time of Custody or Incident: 6/11/2023 5:18 PM

Date/Time of Death (mm/dd/yyyy hh:mm AM/PM):

Death Date and Time: 6/11/2023 6:10 PM

Manner / Cause of Death

Has a medical examiner or coroner conducted an evaluation to determine a cause of death?

Medical Examiner/Coroner Evaluation?: Yes, results are available

What was the manner of death? (select only one)

Manner of Death: Accidental

Medical Cause of Death:

Medical Cause of Death:

Preliminary Report
I.Blunt force head injury
A. Multiple abrasions on the head
B. Skull fracture, linear and midline
C. Subarachnoid hemorrhage of the brain
II.Hyperthermia, reported body temperature 108*F
III.Methamphetamine toxicity, toxicology analysis results are positive for methamphetamine (1300 ng/mL) and the active metabolite amphetamine (90 ng/mL) in the femoral blood, see the attached toxicology report.
IV.No significant natural disease processes are present.
V.Blood collected for Genetics/Molecular Autopsy, if requested.

CAUSE OF DEATH: Blunt force head injury
OTHER SIGNIFICANT CONDITION: Hyperthermia, Methamphetamine Toxicity
MANNER OF DEATH: Accident

Had the decedent been receiving treatment for the medical condition that caused the death after admission to your jail's jurisdiction?

Medical Treatment: Yes

If death was an accident, homicide or suicide, who caused the death?

Who caused the death?: Decedent

If a weapon caused the death, what type of weapon caused the death? (Hold CTRL to select all that apply)

Type of weapon that caused death?: Not Applicable

Was the cause of death the result of a pre-existing medical condition or did the decedent develop the condition after admission?

Pre existing medical condition?: Not Applicable; cause of death was accidental injury, intoxication, suicide or homicide

If death was an accident, homicide or suicide, what was the means of death?

Means of Death: Drug overdose

Location / Custody Information

Where did the event causing the death occur?

Street Address:	200 Walker Street	City:	Waco
County:	McLennan	Zip:	76704

What location category best describes where the event causing the death occurred?

Location Category: Residence/Home

What type of custody/facility was the Decedent in at the time of death:

Type of Custody: Pre-Custodial Use of Force

Specific type of custody/facility:

Specific Type of Custody/Facility:

Custody of Law Enforcement Personnel during/fleeing arrest

What was the time and date of the deceased's entry into the law enforcement facility where the death occurred (mm/dd/yyyy hh:mm AM/PM):

Entry Date Time:

Entry Date Time N/A: ✓

Where did the death occur?

Death Location: Medical facility

General Information

Did any other law enforcement agencies respond to calls for service related to this incident?

Other Agencies Respond?: No

What were the most serious offense(s) with which the deceased was (or would have been) charged with at the time of death?

Offense 1:

N/A

Offense 2:

Offense 3:

Were the Charges:: Not filed at time of death

What were the types of charges or reason for contact? (Hold CTRL to select all that apply)

Type of Offense: Medical / Mental Health assistance call

At any time during the incident and/or entry into the law enforcement facility, did the decedent display or use a weapon?

Decedent display/use of weapons: No

At any time during the incident and/or entry into the law enforcement facility, did the decedent:

Attempt to Injure Others?: No

At any time during the incident and/or entry into the law enforcement facility, did the decedent:

Appear intoxicated (alcohol or drugs):	Yes	Make suicidal statements?:	No
Exhibit any mental health problems?:	Yes	Exhibit any medical problems?:	Yes

At any time during the incident and/or entry into the law enforcement facility, did the decedent:

Barricade self or initiate standoff?:	No	Resist being handcuffed or arrested?:	No
Physically attempt/assault officer(s):	No	Gain possession of officer's weapon:	No
Verbally threaten other(s) including law:	No	Escape or attempt to escape/flee custody:	Yes
Attempt gain possession officer's weapon:	No		

Was the deceased under restraint in the time leading up to the death or the events causing the death?

Under Restraint:	Yes, mark which restraint devices were used

Type of restraint

Type of Restraint:	Handcuffs

Summary of Incident

Summary of How the Death Occurred: (max. 30,000 characters)

Summary:

On 06-11-2023 at approximately 1700 hours, the residents at 200 Walker St. called the Waco Police Department to report a white male wearing a black shirt that was in her backyard. The resident told the 9-1-1 dispatcher that the white male appeared to be high on something and appeared to hit his head and they think he needs an ambulance. Two patrol officers arrived on scene at 1710 hours. Patrol Officers noticed the man appeared to be distressed and tried to talk with him. The white male wasn't initially coherent but was eventually able to tell officers his name. Seeing that the white male identified as Dustin Thomas Davis was in

distress, they called for an ambulance for assistance. Davis began to hallucinate and talking to someone unseen. Davis began to get up after officers told him to sit down and to wait for the ambulance. Davis got up anyway and ran towards the chain link fence. Davis jumped the fence and somewhat fell down. He got back up and took off running in the direction of Interstate Highway 35 which was approximately 1 1/2 blocks away. Davis fell down as he ran into the church parking and appeared to hit his head. He got back up and began to run a little farther when he fell down and seem to hit his head again. Fearing that Davis would run into interstate traffic, Officers were able to catch up to him. While he was on the ground they placed him in handcuffs. He wasn't moving nor responsive, so they dragged him to a shaded area by the church. Officers noticed his shallow breathing and took off the handcuffs. They noticed his breathing stopped but had an irregular pulse and thought he may have been in cardiac arrest. After they lost the pulse, the officers began performing CPR until the ambulance and fire department arrived. The ambulance transported him to Baylor Scott & White Hillcrest Hospital. Davis subsequently died at the hospital.